



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION VIII

ONE DENVER PLACE — 999 18TH STREET — SUITE 1200  
DENVER, COLORADO 80202-2413



EP507260

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ENVIRONMENTAL PROTECTION  
AGENCY

MAR 03 1988

MONTANA OFFICE

(98-09-02-01 NT)

February 26, 1988

Ref: 8WM-SP

MEMORANDUM

TO: All Region VIII State Water Quality Directors and State  
304(1) Coordinators (See Addresses)

FROM: Dale Vodehnal, Chief  
State Program Management Branch  
Water Management Division *Dale Vodehnal*

SUBJECT: Refinement of Candidate Section 304(1) Lists

All states in Region VIII are receiving assistance from an EPA consultant to aid in the development of 304(1) waterbody lists as required by the Clean Water Act of 1987. We would like to thank each state agency for all the time and cooperation they have contributed to this effort so far. The consultant reports for Colorado, Utah, and Montana are now in print and those states have begun review of the candidate waterbody lists included in those reports. The reports for Wyoming, North Dakota, and South Dakota should be available in March.

Once a state receives their consultant report, time will need to be spent reviewing the lists and making appropriate modifications. One activity each state is being asked to do that the consultant has not done is to identify whether the water quality problem associated with each waterbody is a known or suspected problem. This will be most important for the "short", or 304(1)(B) list and the list of "waterbodies affected by point sources of chlorine, ammonia, or whole effluent toxicity". (These correspond to Tables 3 and 4 in the consultant reports.) This distinction between known vs. suspect water quality problems is covered in EPA's 304(1) guidance previously distributed to all the states.

For waterbodies on the short list with known problems, Individual Control Strategies (ICSs) (wasteload analyses + revised NPDES permits) are due by February 1989. We will discuss these waterbodies with each state and hopefully, no later than May, come to agreement on exactly what is expected with respect to ICSs by next February.

For waterbodies on the short list with suspect problems, the states are to perform additional assessment work also by February 1989 and have a final determination on whether a problem does exist or not. We hope to provide as much assistance and guidance

on this effort as possible. We will be discussing these waterbodies with each state and hope to agree, no later than June, on what level of effort will be given to this additional assessment work. It is quite likely that we will have funds or the help of a consultant to perform office and/or field work related to this effort.

For the states of Wyoming, South Dakota, and North Dakota, the consultant reports may not be received in time to review and incorporate into the 305(b) Report by April. In such case, we ask that all the work completed for 305(b) by the April 1 deadline be submitted without the 304(1) waterbody information. The 304(1) lists will have to follow as soon as possible following the 305(b) submittal.

Thank you again for your efforts in this matter. Please contact Bruce Zander (303/293-1580) for any questions related to the 304(1) waterbodies.

Addresses:

Colorado

Paul Ferraro  
Dennis Anderson  
Bob Owen

Montana

Dick Montgomery

North Dakota

Francis Schwindt  
Daniel Stewart  
Mike Ell

South Dakota

Steve Pirner  
Rich Hansen

Utah

Don Ostler  
Mike Reichert  
Reed Oberndorfer

Wyoming

Bill Garland  
Mike Carnevale  
Dave Hogan

FCD:February 26, 1988:baz;known

Thompson



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

999 18th STREET - SUITE 500  
DENVER, COLORADO 80202-2405

AUG 24 1988

Ref: 8WM-C

Fred Pehrson, Chief  
Permits and Compliance Branch  
Bureau of Water Pollution Control  
Utah Department of Health  
P.O. Box 16690  
Salt Lake City, Utah 84116-0690

Dear Mr. Pehrson,

On August 9, 1988 Carol Campbell and Harold Thompson met with your staff concerning Section 304(1) permitting responsibilities in Utah.

Several items were discussed during this meeting including: 1) EPA contractor money availability, 2) who should be on the list, and 3) priorities for the list.

The State was told that EPA had money available immediately for three acute bioassay tests at facilities of their choice. The State will make arrangements for the samples to be collected, and EPA will be responsible for the analysis through our ERL - Duluth lab. The possibility of more funding after October 1 was also brought up.

State personnel were unsure that Utah's 304 (1) list was accurate at this point. It was agreed that Utah would finalize this list as soon as possible and come up with a strategy to address each facility on the list.

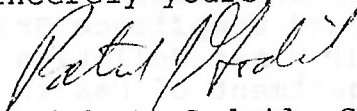
At a minimum the State or EPA, depending on who has issuance responsibility will amend or reissue as many 304(1) permits as possible with either WET compliance schedules or parameter specific schedules prior to February of 1989. When the list is submitted in 1989, the State will also submit a summary of how all remaining facilities without individual control strategies (ICS) will be addressed. However, it was agreed that facilities on the 304(1) short list will have ICS's in place by June 1989 with an ultimate compliance date of June 1992.

The priority for issuing 304(1) permits was discussed. The State was told that 304(1) permits were as important as major permits if not more so due to the February 1989 deadline for ICS's. Therefore, Utah may have to adjust its permitting priorities in order to address the 304(1) facilities in a timely fashion.

We look forward to receiving a final 304(1) list in the near future so that the State of Utah and EPA can work closely towards achieving the February 1989 Clean Water Act goal.

Any questions concerning this letter should be addressed to Carol Campbell at (303) 293-1627.

Sincerely yours,



Patrick J. Godsil, Chief  
Compliance Branch  
Water Management Division